866.40842PX1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE 15 TO THE

Applicants:

Miodrag CEKIC, et al.

US PATENT & THE DEMARK

OFF

Serial No.:

10/632,893

Filed:

August 4, 2003

Title:

APPARATUS FOR AND METHOD OF TREATING A FLUID

Group:

2881

Examiner:

Johnston, Phillip A.

Confirmation No.:

2897

REQUEST FOR REFUND

Mail Stop: 16

Commissioner of Patents

P.O. Box 1450

Alexandria, VA 22313-1450

October 5, 2005

Sir:

A Terminal Disclaimer was filed, in connection with the above-identified patent application, in the U.S. Patent and Trademark Office on September 22, 2005, along with a Credit Card Payment Form (PTO-2038) authorizing the charge of \$260.00. However, the statutory fee for the submission of one (1) Terminal Disclaimer is \$130.00. Accordingly, Applicants petition for the credit of the \$130.00 overpayment.

Please credit the amount of \$130.00 to the deposit account of Antonelli, Terry, Stout & Kraus Deposit Account No. 01-2135 (Case:866.40842PX1).

Respectfully submitted,

ANTONELLI, TERRY, STOUT & KRAUS, LLP

Donald E. Stout

Registration No. 26,422

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PTC/SB/28 (08-09)
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Docket Number (Optional) 866.40842PX1

In re Application of:

Application No.: 10/632,893

Filed: 8/4/2003

FOI: APPARATUS FOR AND METHOD OF TREATING A FLUID

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The owner, Fusion UV Systems, Inc., of 100% percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,614,028. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

in making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 164 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later, expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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Donald E. Stout Reg. No. 26,422 Typed or printed name

(703) 312-6600

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This collection of information is required by 37 CFR 1,321. The information to required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1,14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. This will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing ship burson, should be sant to the Chief Information Officer, U.S. Patent and Tradement Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEEB OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. Myou need assistance in completing the form, cell 1-800-PTO-8189 and select option 2.

Adjustment date: 11/21/2005 SDIRETAL
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